



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Frolov and Frolova

§ **ART UNIT:**

FILED: December 12, 2003

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SERIAL NO.: 10/735,046

EXAMINER:

FOR: Large Scale Production of Packaged
Alphavirus Replicons

DOCKET:

D 6483

MS MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO COMPLY AND
CERTIFICATE OF MAILING UNDER 37 CFR 1.8

Dear Sir:

Upon receipt of a Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, mailed July 8, 2004, for the above-referenced patent application, Applicants called Mark Spencer at 571-272-2570 on July 13, 2004 to inquire why a new disk was required simply to include the Serial Number which Applicants did not have upon initial submission of the application. Mr. Spencer stated that the Error Report should not have been mailed and that the error has been corrected. Accordingly, Applicants believe it is not necessary to submit a new disk. Applicants submit herewith a copy of the Formalities Letter and the Sequence Listing Error Report.

I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to MS MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

DATE: 7/13/04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/735,046	12/12/2003	Ilya Frolov	D6483

CONFIRMATION NO. 2564

FORMALITIES LETTER



OC000000013187131

Benjamin Aaron Adler
 ADLER & ASSOCIATES
 8011 Candle Lane
 Houston, TX 77071

Date Mailed: 07/08/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

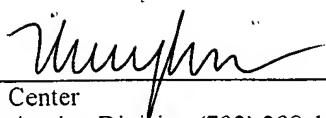
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Munich", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE